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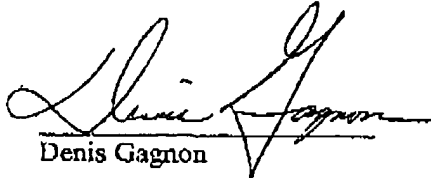
Applicant: SOL AISENBERG ET AL)
Serial No: 09/679,096) Group Art Unit:
Filed: October 4, 2000) 3742
For: DRYER) Examiner:
Jeffery

DECLARATION UNDER 37 C.F.R. § 1.132

Denis Gagnon declares and says as follows:

1. I am the president of Excel Dryer, the assignee of the above-referenced patent application (referred to herein as the '096 application).
2. I have been aware of commercial success of the invention disclosed and claimed in the '096 application. As disclosed in the specification of the '096 application, the hand dryer defined in pending claims in the '096 application provides rapid drying.
3. With respect to commercial success, sales of the XLERator brand dryer have increased Excel Dryer's overall sales by 70 percent since it was introduced approximately 2 years ago, without a corresponding increase in advertising or marketing budget. The XLERator brand dryer currently accounts for more than 10 percent of the entire hand dryer market in the United States. The XLERator brand dryer corresponds to claims 44-54 in the '096 application.
4. I hereby declare that all statements made herein on my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patents issued therefrom.

August 10, 2004
Date


Denis Gagnon